p22

Previous references

1908.
(Insfl)

File No 397

Serial Nos. 1-7

Later references
Insfl 438-09

GENERAL AND REVENUE SECRETARIAT.

Serial Nos 1-7

Part B for June 1910

SUBJECT

Delegation of the Insfl. Council's powers under Section 142 of the Insfl. Regln, to the H.O., Bangalore city, for preventing the sale of unwholesome articles of food & drink in the city

1. from the Presdt Bangalore city, no 262 d 19.3.9. Submits a copy of the council's resolu in the matter
2. To Do no. 10276 d 17.4.9. Calls for additional infn.
3. from Do. no 209 d 5.8.9. Submits a copy of the council's resolu supplying the infn called for
4. To Do. no. 1965 d 26.8.9. Calls for a list of the articles to which the Section 142 is mayble applied
5. from Do. no 149 d 28.1.10. Submits the list.
6. G.O. no 9986 d 4.5.10 Sanctions the application of Subsection (2) of Section 142 of the Insfl Regln to certain articles of food & drink. G R. S. 58
7. To Compilers, in G.O. no. 9986 d 4.5.10. Notifies the abov.

1

G.R.S 11] 1908 9

GENERAL AND REVENUE SECRETARIAT

([redacted])

NOTES

File No 397-08

FILE HEADING

Delegation of the Municipal Councils' powers under Section 142 of the Municipal Regulation to the Health Officer of the Bangalore City for preventing the Sale of unwholesome articles of food and drink in the City

From

The President of the Bangalore City Municipal Council

No 262 Dated 19 3 1909 Received 22 3 1909

Diary No 6615 | Enclos 1 | Spare Copies | Serial No 1

BRIEF ABSTRACT OF LETTER

Submits for orders a copy of the Municipal Councils' Resolution dated the 25th July 1908 recommending the delegation of the powers specified in Sec 142 of the Municipal Regulation to the Health Officer, Bangalore City, to take steps for preventing the Sale of unwholesome articles of food and drink in the City

NOTES AND ORDERS

In this case the question of delegation of the Municipal Councils powers under Sec 142 to the Health Officer is not very important, as the Municipal Council can do so in accordance with rules under

Note—First sheet

GPB—30 000—3 1 07

Serial No

under Sec 46 (9) (b) / No such rules regulating the delegation of any of the Municipal Councils powers have yet been framed by the Municipal Council /. The Question that has to be considered by Government is

(i) whether Sub-Section (2) of Sec 142 may be made applicable to the Bangalore city,

(ii) if so, whether it has to apply to food or drink of all kinds or any Specified kind

2 Submitted for order

3 what the Municipal Council desires to delegate to the Health officer is the power to take steps regarding the sale of unwholesome articles in the City. Evidently this refers to the powers specified in Sec 142 Sub section (1) of the Municipal Regn. Sub section (2) which requires a notification by Govt in order that it may apply, relates to adulterated

Nuts—Contin. sheet.

Serial No

articles of food or drink. The Health officer being the Vice President of the Municipality in matters relating to public health, according to the recent order, it seems that he may, as Vice President, exercise all the powers specified in section 142, sub section (1) and that no special authorization is necessary under that sub section so far as he is concerned Further, it is the municipal Council which is to authorize an officer to act under that sub section and a reference to Govt regarding it seems absolutely unnecessary

4. It is not clear from the President's letter or the Councils resolution whether they desire that sec 142 sub section (2) should be declared to apply to the Bangalore City The Govt has not been distinctly asked to publish a notification under that sub section and it is not stated whether it should be made to apply as

Serial No

regards food or drugs of all kinds of or of any particular kind - From the use of the word unwholesome in the letter as well as the resolution, it seems that what is contemplated is only the powers specified in sec 142 Sub section (1)

5. Please put up a draft to the President observing as above and requesting the President to be so good as to state clearly what the Council wants proposes

28 3 09 HMD

6 Draft of a letter is put up HMD 7 Draft submitted for approval 31 3 09 HMD

8 Approved HMD 8/4/09

Issued 8 4 09 HMD

2 To the President Bangalore City Municipal Council. 10276 By 17-4-09 States that the object of the

GPB—50,000—13-5-05

Serial No.

is not quite clear that if it should be delegated powers to the Health Officer power under Sec 124 of the Municipal Act, a rule to that effect is unnecessary as it is the Municipal Council which has to authorize an officer to act under that Rule. Section 93 that such authorization is unnecessary in the case of the Health Officer who, under recent orders, is also the Vice-President of the Municipal Council in matters relating to public Health, [illegible] and requests him to state if it is the intention of the Municipal Council that Sub-Section (2) of Section 102 should be drafted to apply to the Bangalore City, and if so, whether it should be made to apply as regards food or drink of all kinds or of any particular kind.

3 From the President of the Bangalore City Municipal Council. No. 3083-8-07.

Submits a copy of the Municipal Council's resolution stating that it is absolutely necessary that Sub-Section (2) of Section 102 should be made applicable to the City of Bangalore both as regards food and drink of all kinds.

Submitted for orders

14/8.

13 It may be considered whether it is not desirable to [illegible] the application

Form—Coulin. sheet.

SPD—(M.S.)—15-5-05

G. R. S. 12]
General and Revenue Secretariat.

File No. 95 397 of 1908

6

Serial No.

of the sub-sections in the first instance only as regards certain articles of food or drink. Before the municipal Council may, in that case, be asked to specify the kinds of articles

1st Cr) 16 8 09 WWD

4 Please ask them (as a first instalment in working this section) to send in a list of the articles of food & drink to which sub section 2 of Sec 142 may be made applicable in the first instance. This is a new provision and requires careful handling

KBH
19/8/09

5 Please put up draft.

19-8-09 WWD 20/8 £19/10

6 Draft put up.

Obm. 23/8 WWD

7 Secre 24-8-09 WWD

4 To the President, Bangalore City Municipal Council. No 1965 & 26-8-09.

5. Requests him to send a list of the articles

Note—Contin. sheet.

GPB—50,000—15-2-05

Serial No.

of food and drink to which Sub-Section (2) of Section 142 may be made applicable in the first instance before extending it to food and drink of all kinds, as this is a new provision and requires careful handling.

5- From the President, Bangalore City Municipal Council No. 169328-1-10.

(1) Submits a list of articles of food and drink to which Sub-Section 2 of Section 142 of the Municipal Act may be made applicable in the 1st instance in the Bangalore City.

2) The President proposes that the said sub-section should be made applicable to (1) milk and its products (2) ghee (3) butter (4) gingelly oil (5) wheat flour (6) sugar and (7) aerated waters

21 Submitted for orders

Abstract 22 The section may be made applicable as regards ghee, butter and wheat flour for the present and the result watched.

(Sd Cr) 3 1. 10 Sd

957
5 2 1

23 The President's proposals may be sanctioned in toto. The articles of food & drink mentioned in the list are those in Common use and

GPB—50.000—15-5-08

Serial No

in respect of which admissions to commonly practised. A rule of this kind has been very lately enacted in P & Nagpore

4/11/10

HM M
5/2/10

Dewan

4393 7/2/10 24 I agree with the First Councillor - There are 7 articles mentioned in the Resident's list - Order sanctioning may issue with the 2d Councillors Concurrence Ltd 13 April

5/2/10

25 Putup draft

813
17/4/10

194

26 Draft Order & Notification are submitted It is said in the Note that provisions of Sub Sec (2) of Sec 142 shall come into force from the 1st July 1910

Secy) 22410
20/4/1910.

27 Drafts approved

subd to 1st & 2nd Cases

HM M
26/4/10

813
27/4/10

1925
26/4/10

NOTE—Contd sheet

GPB—55/11/7—27-4-09

264 23/4/10

G R S 12]
General and Revenue Secretariat

hl File No 397 of 1908 5nk2

Serial No	
	28 ~~I quite~~ agree. The provision may, I think be, usefully extended to Ajmere also. 29/4/10
29	Issue. 2) Taken separately the Govt's existing provision to Ajmere — 30/4/10
6	30 S.O no 998 Dy 4 5 10 Sanctions the proposal
1	N&Tz no 9987 Dy 4 5 9.10 notifies that sec. 162 (2) of the Bombay Regs has been declared by Govt to be applicable to certain articles of food & drink in the Bombay City

Note.—Contin sheet

GPS—50,000—17-3-07

1

D6615

B M 109]

OFFICE OF THE MUNICIPAL COUNCIL,

262

City, Bangalore, 19th March 1909

Enclosure One

ml 397-08
SL-1

From

THE PRESIDENT,
Municipal Council,
Bangalore City.

To

The Secretary to the Government of H H the Maharaja of Mysore,
General and Revenue Departments,
Bangalore

SIR,

I have the honour to submit herewith, for the orders of Government, a copy of the Resolution of the Municipal Council, recommending the delegation of the powers specified in Section 142 of the Municipal Regulation to the Health Officer, Bangalore City, to take steps regarding the sale of unwholesome articles in the City

I have the honour to be
Sir,
Your most obedient servant,

President

C P B—600-2-1 08

2

Extract from the Proceedings of the Bangalore City Municipal Council at an Ordinary Meeting held on the 25th February 09

Present.

B J. Kumaraswami Naik Esq
President.
N. Subba Rao Esq
Vice President
A. Hayes Esq
Amildar, Bangalore Taluk

Absent.

K Krishna Iyengar Esq ,
Ex Engineer, Bangalore Dn
A K Pani Esq., D P H ,
Health Officer, Bangalore city

Municipal Councillors

Messrs

C S Dorasami Iyer
B Gangiah
D B.Ramachandra Moodr
Veerabhadra Chetty
B Basappa
N Ramabhadriah
B V Ramaswami Chetty
B Oosman Khan
G h Krumbiegel
M Subbiah
~~Exxxxxxxxx~~
B Appajiah
H Ramaiya
S Venkatarangaiengar
D Venkataramayya

Messrs

I Bronson
B K Garuda Char
~~xxxxxxxxxxxxxxx~~
M K Krishnamurti Rao
C Krishnamurti

---

6 Health Officer's Memo, requesting to authorize him and the Sanitary Inspectors to take action under Section 142 of the Municipal Regulation regarding the sale of unwholesome articles in the City

Resolution -The Council are of opinion that this power may be delegated only to the Health Officer who will deal with such cases under the orders of the President
A reference may be made to Government in the matter

Sd B J Kumaraswami Naik,
President

'COPY'

For President.

G.R.S 20] 3

Sun 252/08

3 397

File No 08

Serial No 2

Diary No. of letter replied to 6615

No 10276

mel 397-08-2

17409.

General and Revenue Secretariat
(Municipal)
, the 190

Date of issue 17409

Signed by

To The President of the Bangalore City
Municipal Council

Sir,

Referring to your letter No 262 of the 19th Jan 1909 recommending that the powers of the Municipal Council under Sec 142 of the Municipal Regulation of 1906 may be delegated to the Health Officer of the Municipal Council, I am to observe that the object of this reference is not clear either from your letter or the copy of the

SUBJECT

Municipal Councils
forwarded thereunto
resolution ~~enclosed~~ re
it. If that the Municipal
Council desires to delegate
to the Health Officer is
the power to take steps
regarding the sale of un-
wholesome articles in
the City, I am to observe
that the ~~refers~~ refers to the
powers specified in the
Section (1) of Sec 142
of the Regulation, ~~and~~ and
the Municipal Council which has
~~to~~ to authorize an Officer
to act under that Sub-
Section & that a reference
to Govt regarding it seems
absolutely unnecessary
Further, the Health Officer
being the Vice President
of the Municipal Council
in matters relating to
public health, according
to ~~the~~ recent orders, ~~&c~~ he

List of enclosures,

Copied by

Examined by

GPB—10,000—23-5-40

D 6615
Rel 397 08

5

GRS 27]

GENERAL AND REVENUE
SECRETARIAT

(Continuation Sheet if form)

~~Revert~~ he may, as Vice President, exercise all the powers specified in Sec 142, Sub Section (1) and ~~Hon~~ no Special authorization is necessary under that Sub Section so far as he is concerned

2 If it is the intention of the Municipal Council that Sub Section (2) of Sec 142 should be declared to apply to the Bangalore City, I am to request ~~to report whether~~ to state that the Municipal Council should ~~forthwith~~ state whether it should be made to apply as regards food or drink of all kinds or of any particular kind from the use of the words mentioned in your letter as well as the exception Sub Section that what is eaten Sub Section is and the powers specified in Sub Section 1 of Sec 142

I have the
Dated
Dept Secy

MRM
8/12/08

309

MGCPB—30,000

2960 6

R.M 108]

OFFICE OF THE MUNICIPAL ~~COMMISSION~~ Council,

No 32

City, Bangalore, 3rd/16 August 1909

Enclosure one

From

THE PRESIDENT

Municipal ~~Commission~~, Council

Bangalore City

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments, Bangalcre

SIR,

ml 397-08
cl 3

Ref -Your letter No 10276/M1 397-08-2 dated the 17th April 1909 in re the delegation of the powers under Section 142 of the Municipal Regulation

- - - - - - - - - - - - - - -

I have the honour to submit herewith a copy of the Resolution of the Municipal Council, expressing that it is absolutely necessary that Sub-Section (2) of Section 142 of the Municipal Regulation should be made applicable to the City of Bangalore both as regards food and drink of all kinds

I have the honour to be

Sir,

Your most obedient servant,

President

Extract from t Bangalore City Municipal
Council a ld on the 29th July 1909.

xx

Present. Absent.

B. J. Kumaraswami Naik Esq., B.A.,
President.
M. Subba Rao Esq.,
Vice President.
K. Krishnaiengar Esq.,
Executive Engineer, Bangalore Division.
B. Krishna Rao Esq., L.M.S., L.S.Sc.,
Health Officer, Bangalore City.
A. Hayes Esquire.,
Amildar, Bangalore Taluk.

Municipal Councillors.

Messrs. Messrs.

S. S. Dorasami Iyer
B. Gangiah
D.B.Ramachandra Moodr
B. K. Garuda Char
B. Basappa
B. Ramabhadriah
B.V.Ramaswami Chetty
B. Osman Khan
G. H. Krumbiegel
T. Subbaiya
H. Ramaiya
M.K.Krishnamurti Rao
C. Krishna Murti
B. [redacted]
D. Venkataramayya

I. Bronson
Veerabhadra Chetty
S. Venkatarangingar

6 General and Revenue Secretary's letter No. 10276—MI 397-08-2, dated the 17th April 1909, calling for the opinion of the Council as to the delegation to the Health Officer of the powers under Section 142 of the Municipal Regulation, in the light of the observations made thereon.

Resolution - Para 1, Recorded.

Para 2. It is absolutely necessary that sub-section (2) of Section 142 should be made applicable to the City of Bangalore both as regards food and drink of all kinds.

Sd. P.J.Kumaraswami Naik,
President.

"COPY"

President.

G R S 26]

Srs 58/09 8

File No 39/04

Serial No

Diary No of letter replied to 960

No 1965
ml397-08
26 8 09

General and Revenue Secretariat
(Municipal)
, the 190

To The President,
Bangalore City Municipal Council.

Date of issue 26-8-09

Signed by Mr K M

Sir,

With reference to correspondence ending with your letter No 3086-8-09 stating that the Municipal Council deem it absolutely necessary that Sub-Section 2 of Section 462 of the Mysore Municipal Regn IV of 1906 should be made applicable to the City of Bangalore both as regards food and drink of all kinds, I am directed to request you to be so good as to send in a list of the articles of food and drink to which the said Sub-Section may be made applicable in the first instance before etc.,

SUBJECT

6 and drink of all kinds as this is a new and requires careful handling.

By Order

Secretary

Last of encls.

Copied by

Examined by

1908

GPB—10,000—20-4-03

B M 108]

OFFICE OF THE MUNICIPAL ~~COMMISSION~~ Council,

City, Bangalore, 28th January 1910

No 149
Enc One

D 5242

FROM

THE PRESIDENT,
Municipal ~~Commission~~, Council
Bangalore City

Rl 397-08
sl 5

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments,
Bangalore

SIR,

I have the honour to submit herewith, as called for in your letter No 1965/ 1 397-08-4 dated the 26th August 1909, a list of the articles of food and drink, received from the Health Officer, to which sub-section 2 of Section 142 of the Municipal Regulation should be made applicable to the City of Bangalore

I have the honour to be

Sir,

Your most obedient servant

For President

BV

4

List of the articles of food ard drink to which sub section 2 of Section 142 of the Municipal Regulation should be made applicable to the City of Bangalore

- - - - - - - - -

1 Milk and its products curds, butter-milk Etc.

2. Ghee

3 Butter

4 Sweet or Gingelly oil

5 Wheat flour

6 Sugar and

7 Aerated waters

For President,
City Municipal Council, Bangalore

BV

hsk

GRS 28]

2 Drafts — 12

397

File No 18

Serial No 6

Diary No of letter replied to 5242

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT

(Mun)

, the 190

Date of issue —

Signed by —

READ — Correspondence ending with letter No 1498 the 28th January 1910 from the President of the Bangalore City Municipal Council recommending that Sub Sec (2) of Sec 11,2 of the ~~ORDER THEREON~~ Mysore Mun Regulations be made applicable to the undermentioned articles of food and drink

(1) Milk and its products curds, butter milk, etc

(2)

13

(2) Ghee,
(3) Butter,
(4) Sweet or Sungetty oil,
(5) Wheat flour,
(6) Sugar, and
(7) Aerated Waters.

Order thereon - No 9986 / M28708 dy 4 5 10.

Sanctioned the necessary Notification will be published

Secretary 4-5-10

20.5.10

20.5.1910.

To
The President of the
Bangalore City Municipal Council

Copies by
4-5-10

GRS 26]

Diary No of letter replied to a 5/10 5242

General and Rev Secretariat
(Mun I)
, the 190

File No 8
Serial No 397

No 9987
mc 39708

To

Notification

Date of issue 4.5.10

Signed by

Tr 584
6/5/10
Translated 6/5/10

(Rao) Subject to approval

The Govt of H.H. the Maharaja of Mysore are pleased to direct that Sub-Section (2) of Section 142 of the Mysore Municipal Regulation VII of 1906 shall ~~come into force within the Bangalore City Municipality with effect from~~ 1st July 1910 and that the provisions of the said Sub-Section shall, for the time being, be applicable ~~in that~~ Municipality to any

be applicable)

SUBJECT

as is to the following
~~categories~~
~~of~~ the articles of
food and drink ~~mentioned~~
~~below~~ in the Bangalore City Municipal
(1) Milk (and its products — with effect fr
such as Curds, Butter-milk, ~~etc~~ — this day June 1
(2) Ghee,
(3) Butter,
(4) Sweet or Gingelly-oil,
(5) Wheat flour,
(6) Sugar, and
(7) Aerated waters.

By order

for Mg Secretary
29-4-10

20.4.1910

List of enclosures,

The Compiler of the
Mysore Gazette for
publication in Pt. I of the
Gazette. Space copies
thereof not exceeding 50 in number
and 200 in Kannada may
be kindly sent to the
Presidency and 10 of 5
copies respectively to
the Offices

Copied by
Examined by

MGPB—20,000-10-12—04.

GENERAL

No 9೨೦೭—*ಮಿ* 397-08 7 *dated 4th May* 1910

The Government of His Highness the Maharaja of Mysore a e pleased to declare that sub-section (2) of Section 142 of the Mysore Municipal Regulation, VII of 1906, shall be applicable to the following articles of food and drink in the Bangalore City Municipality with effect from the 1st June 1910

(1) Milk and its products such as curds and butter milk,
(2) Ghee,
(3) Butter,
(4) Sweet or gingelly oil,
(5) Wheat flour,
(6) Sugar, and
(7) Aerated waters

C S Balasundaram Iyer
Officiating Secretary to Government